

PATENT



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ZALIPSKY *et al.*

APPLICATION NO.: 10/723,473

FILED: November 26, 2003

FOR: RELEASABLE LINKAGE AND  
COMPOSITIONS CONTAINING THE SAME

EXAMINER: Riley, J.

ART UNIT: 1637

CONF. NO: 7930

**Information Disclosure Statement After First Office Action but  
Before Final Action or Notice of Allowance – 37 C.F.R. § 1.97(c)**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

The information transmitted herewith is being filed *after* three months of the filing date of this application or after the mailing date of the first Office action on the merits, whichever occurred last, but *before* the mailing date of either a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, whichever occurs first. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information☒ Copies of the following references are enclosed:☒ All cited references except U.S. patents and publications (Full copies of references 22 and 24 are provided per Examiners request in Office Action dated 9/15/06)3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment (37 C.F.R. § 1.97(c)) or Certification (37 C.F.R. § 1.97(e))

- ☒ Applicant elects to pay the fee under 37 C.F.R. § 1.17(p) \$180.00.
- ☒ A check is enclosed for \$180.00 covering the above fee.
- ☒ Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-2207.

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,

Date: 12.22.06

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| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br>Form PTO-1449 (Modified)<br>(Use several sheets if necessary) |                 |    |   | <b>COMPLETE IF KNOWN</b> |                   |
|   |                 |    |   | Application Number       | 10/723,473        |
|   |                 |    |   | Confirmation Number      | 7930              |
|   |                 |    |   | Filing Date              | November 26, 2003 |
|   |                 |    |   | First Named Inventor     | Samuel Zalipsky   |
|   |                 |    |   | Group Art Unit           | 1637              |
| Examiner Name   | Riley, J.       |    |   |                          |                   |
| Attorney Docket No.   | 55325-8167.US02 |    |   |                          |                   |
| Sheet   | 1               | of | 2 |                          |                   |

### U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. | U.S. Patent or Application |                      | Name of Patentee or Inventor of Cited Document | Date of Publication or Filing Date of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
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|                    | 3.       | 2004/0213579               | A1                   | Zalipsky <i>et al.</i>                         | 10/04  |   |

### FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. | Foreign Patent or Application |              |                      | Name of Patentee or Applicant of Cited Document | Date of Publication or Filing Date of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T |
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|                    | 9.       | JP                            | 1113391      |                      | Saito <i>et al.</i>                             | 5/89   |   |   |
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|                    | 15.      | PCT                           | WO02/26265   | A2/A3                | Schering Corporation                            | 4/02   |   |   |
|                    | 16.      | PCT                           | WO03/053409  |                      | Alza Corporation                                | 7/03   |   |   |
|                    | 17.      | PCT                           | WO04/110497  | A2/A3                | Alza Corporation                                | 12/04  |   |   |

### OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published. | T |
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| EXAMINER  | DATE CONSIDERED |
| *EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to application(s). |                 |

|   |           |    |   |                          |                   |
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| Examiner Initials*                              | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.   | T |
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